

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

* * * * *
FRANK PRUCHNIK, *
 *
Plaintiff * CIVIL ACTION NO.
 * 04-10868 NMG
 *
vs. *
 *
ROBERT BUERKLE GmbH & CO., *
 *
Defendant *
 *
* * * * *

**AUTOMATIC DISCLOSURE PURSUANT TO RULE 26(a)(1), PROVIDED BY
PLAINTIFF, FRANK PRUCHNIK, TO DEFENDANT ROBERT BUERKLE GmbH & CO**

Pursuant to Fed. R. Civ. P. 26(a)(1), the Plaintiff,
Frank Pruchnik, submits the following disclosure to the
Defendant, Robert Buerkle GmbH & Co.

**1. Name And Address Of Individuals Likely To Have
Discoverable Information:**

The following individuals, upon information and belief, are
likely to have discoverable information that the Plaintiff may
use to support his claims:

- a. Frank Pruchnik, Plaintiff
7 Bassert Road
Rochester, MA 02770

Subject of Information: Incident involving Plaintiff
Injuries suffered by Plaintiff

- b. Carolyn H. Pruchnik
7 Bassett Road
Rochester, MA 02770

Subject of Information: Injuries suffered by Plaintiff

- c. A.I.M. Mutual Insurance Company
11 North Avenue, P.O. Box 4070
Burlington, MA 01803

Subject of Information: Incident involving Plaintiff
Injuries suffered by Plaintiff

- d. Medical providers
Boston Medical Center
88 East Newton Street
Boston, MA 02118

Subject of Information: Injuries suffered by Plaintiff

- e. Andrew B. Stein, M.D.
Boston Medical Center
88 East Newton Street
Boston, MA 02118

Subject of Information: Injuries suffered by Plaintiff

- f. Medical providers
SouthCoast Hospitals Group
49 State Road
Dartmouth, MA 02747

Subject of Information: Injuries suffered by Plaintiff

- g. Medical providers
Boston Medflight

Subject of Information: Injuries suffered by Plaintiff

- h. Robert Buerkle GmbH & Co., Defendant
Stuttgarter Strasse 123
D-72250
Freudenstadt, Germany

Subject of Information: Incident involving Plaintiff

- i. Franklin Fixtures, Inc.
200 Patterson Brook Road
West Wareham, MA 02576

Subject of Information: Incident involving Plaintiff

- j. Commonwealth of Massachusetts
Department of Industrial Accidents
600 Washington Street, 7th floor
Boston, MA 02111

Subject of Information: Injuries suffered by Plaintiff
Incident involving Plaintiff

2. **Categorical Description And Location Of Documents And Other Evidence:**

The Plaintiff may use the following documents, data compilations and tangible things to support his claims:

- a. Medical records and bills created during care with Boston Medical Center, including physical therapy records. Location: Attorney for the Plaintiff and Boston Medical Center. Those in possession of Attorney for the Plaintiff will be provided to Attorney for the Defendant in response to Defendant's Request for Production of Documents. Attorney for the Plaintiff will supplement these records as he receives them.
- b. Photographs of the instrumentality causing this injury; namely, a finishing machine manufactured by the Defendant. Location: Attorney for the Plaintiff. The photographs will be provided to Attorney for the Defendant in response to Defendant's Request for Production of Documents.
- c. Documentation regarding international service of process on Defendant. Location: Attorney for the Plaintiff. This documentation will be provided to Attorney for the Defendant in response to Defendant's Request for Production of Documents.
- d. Medical records and bills created during care with Southcoast Hospitals Group, including physical therapy records. Location: Attorney for the Plaintiff and

Southcoast Hospitals Group. Those in possession of Attorney for the Plaintiff will be provided to Attorney for the Defendant in response to Defendant's Request for Production of Documents. Attorney for the Plaintiff will supplement these records as he receives them.

- e. Plaintiff's employment records from Franklin Fixtures, Inc. Location: Franklin Fixtures, Inc.
- f. Plaintiff's worker's compensation records from A.I.M. Mutual Insurance. Location: Attorneys for Plaintiff and Defendant and A.I.M. Mutual Insurance, Inc.
- g. Product alleged to have caused injury to Plaintiff: Buerkle finishing machine. Location: Franklin Fixtures, Inc.
- h. Photographs of Plaintiff prior and subsequent to injuries. Location: Plaintiff.
- i. Plaintiff's federal tax returns. Location: Plaintiff.
- j. OSHA investigation reports, inspections, and documentation relative to Plaintiff's incident.
- k. Medical records and bills created during care with Boston Medflight. Location: Boston Medflight. Attorney for the Plaintiff will provide these records as he receives them.

3. Computation of damages by category:

- a. Medical Expenses: past, present and future.
Approximately \$116,425.00. Plaintiff will supplement.
- b. Lost Earning Capacity: Approximately \$50,000.00
- c. Permanent scarring, loss of function, and emotional pain and suffering: \$650,000.00.

Respectfully Submitted
by Plaintiffs' Attorneys:

/s/ Martin Kantrovitz

MARTIN KANTROVITZ, ESQ.

BBO #258200

PAUL R. THEBAUD, ESQ.

BBO #644831

LAW OFFICES OF

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Certificate of Service

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to counsel of record for the defendant, James M. Campbell and Christopher A. Callanan, Campbell, Campbell Edwards & Conroy, One Constitution Plaza, Boston, MA 02129, by first-class mail, postage prepaid on May 16, 2006.

by Plaintiffs' Attorneys:

/s/ Martin Kantrovitz

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